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June 14, 2006

Mr. Marshall Silverberg
Assistant U.S. Attorney
Room 6100, PJKK Federal Building
700 Alai Manan Rd., Box 50183
Honolulu, Hawaii 96850

RE: Samuel Kaauwai, III;
[Cr. 03-00248 DAE]

Dear Mr. Silverberg:

I have filed a Motion for Return of Property for Mr. Kaauwai in Hawaii state circuit court, with a hearing scheduled for July 27, 2006. As Mr. Kaauwai is in federal custody, I am now seeking your approval for a transfer of custody to the state so that Mr. Kaauwai can appear for hearings on the mentioned motion.

May I ask that you sign below if you agree to this request and fax or mail a copy of this letter to my office. I will then seek a federal order granting temporary transfer of custody. [I have already obtained a state writ of habeas corpus ad prosequendum.]

Your attention to this matter is appreciated.

Yours Truly,

Glenn D. Choy
GLENN D. CHOY
Attorney for Samuel Kaauwai, III

APPROVED:

Marshall Silverberg

Marshall Silverberg

Date: 6/29/06

EXHIBIT A